

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK  
AUTHORIZING CHANGE ORDER NO. 3 WITH  
APPLIED LANDSCAPE TECHNOLOGIES  
FOR THE SITE REMEDIATION AND IMPROVEMENTS AT  
VETERANS PARK AND A PORTION OF  
THE ADJOINING BOARD OF EDUCATION PROPERTY  
(PSE&G EASEMENT AND SOIL PILES) UNDER THE  
DEPARTMENT OF PARKS, RECREATION, AND COMMUNITY SERVICES**

**WHEREAS**, in 2003, the North Brunswick Township Board of Education (BOE) started the process of enlarging and renovating the North Brunswick Township High School, and, during construction of the new High School addition in July 2003, waste material predominantly containing pharmaceutical and laboratory vials and other laboratory glassware was unearthed in the soils; and

**WHEREAS**, the contaminated soil has since been removed from the High School and nearby Plains Gap residential properties, leaving soil at Veterans Park, the PSE&G easement and miscellaneous soil piles (located on the adjoining BOE property) to be remediated; and

**WHEREAS**, in 2014 the Township reached settlements under litigation receiving sufficient funding from the defending parties to commence the remediation of Veterans Park, and of the Board of Education's PSE&G easement and miscellaneous soil piles; and

**WHEREAS**, on March 16, 2015 the Township Council approved Resolution 111-3.15 authorizing the receipt of bids for site remediation and improvements at Veterans Park and a portion of the adjoining Board of Education Property (PSE&G Easement); and

**WHEREAS**, on April 21, 2015 two bids were submitted, and pursuant to Resolution 158-5.15, the Township Council authorized a contract with Applied Landscape Technologies (145 River Road, Montville, NJ 07045) with a base bid of \$8,989,283.00 for Items 1 through 93 inclusive, exclusive of Alternates "A" and "B" which were not awarded under this contract; and

**WHEREAS**, in August 2015 additional soil contamination sites were discovered by the baseball field; and

**WHEREAS**, in addition to the soil contamination, the Township requested a proposal from Applied Landscape Technologies for demolition of a sidewalk area located near the snack shack; and

**WHEREAS**, on September 8, 2015 the Township Council approved Resolution 248-9.15 authorized amendments to the current agreement with Applied Landscape Technologies for additional site remediation with an amount not to exceed \$54,366.31 (Change Order 1) and for demolition of an area of sidewalk at an amount not to exceed \$5,000.00 (Change Order 2) for a revised contract authorization amount not to exceed \$9,048,649.31; and

**WHEREAS**, the Governing Body previously authorized an Agreement with the engineering firm T&M Associates to provide LSRP, Design, Bid Phase and Construction Phase services for the Veterans Park Remediation and Improvements Project; and

**WHEREAS**, T&M Associates prepared and recommends approval of Change Order No. 3, attached hereto, that reflects reductions and increases in contract quantities (including additional delineation of contaminated site locations required to be removed that were not included within Change Order No.1) and supplementary items required to satisfactorily complete the work, resulting in a net increase in the contract amount by \$241,277.31 for a revised contract of \$9,289,926.62.

**NOW, THEREFORE, BE IT RESOLVED** on this 21<sup>st</sup> day of December, 2015 that the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute and the Township Clerk to witness an amendment to the current agreement with Applied Landscape Technologies for additional site remediation at Veterans Park under Contract BID15006 for an additional amount not to exceed \$241,277.31 (Change Order 3) for a revised contract authorization amount not to exceed \$9,289,926.62.